(1) (4)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.NO 1333 /2002

PETITIONER

RAJENDRA PRASAD SHUKLA, AGED ABOUT 36 YEARS, SON OF LATE SHRI RAMPATI SHUKLA, CHIEF EXECUTIVE OFFICER, JANPAD PANCHAYAT, PATTHALGAON, DISTT. JASHPUR, CHHATTISGARH.

P. R. No. 1333/02
Presented by Shri A.V. Bhatt
dated 04.07.02

VERSUS

RESPONDENTS

1) STATE OF CHHATTISGARH, THROUGH : SECRETARY, TRIBAL WELFARE DEPARTMENT, D.K.S. BHAWAN, RAIPUR CHHATTISGARH.

2) COMMISSIONER, BILASPUR DIVISION,DISTT. BILASPUR (CHHATTISGARH)

3) MUNKURAM SARTHY, DISTRICT COLLECTOR, DISTRICT-JASHPUR(C.G.)

4) M.P. STATE ADMINISTRATIVE TRIBUNAL, BENCH AT RAIPUR, THROUGH : REGISTRAR, SAT RAIPUR (CG)

5) STATE OF MADHYA PRADESH, THROUGH :

RECEIVED COPY.

(4) (5)

Attested
19.4.03

SECRETARY TRIBAL WELFARE DEPARTMENT, VALLABH BHAWAN, BHOPAL, MADHYA PRADESH.

RESPONDENT No. 6 : Collector,Jashpur,Distt. Jashpur(C.G.)

PETITION UNDER ARTICLE 226 / 227 OF THE CONSTITUTION OF INDIA

(187)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 1333/02 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

~~Division Bench:~~

Hon'ble Shri A.S.V. Moorthy, C.J.
and Hon'ble Shri L.C. Bhadoo, J

27.7.2004

Shri A.N. Bhakta, counsel for the petitioner.

Shri V.V.S. Murthy, Deputy Advocate General for the State/ respondents No.1, 2 and 6.

Heard both the counsel.

Even after the writ petition is filed no enquiry officer has been appointed. We are also informed, even the presenting officer has also not been nominated. In fact, the writ petitioner submitted his explanation about three years back.

According to the circular dated 22/23.8.1990 issued by the erstwhile State of Madhya Pradesh, if the enquiry is not completed within a period of one year, then the concerned Department is required to conduct review after every six months. We are informed that in this case, the petitioner is under suspension since last more than three years and nothing has been produced on record, which shows that any review has been conducted, and continuation of suspension of the petitioner is in the public interest.

Therefore, we direct the respondents to reinstate the petitioner with immediate effect.

With this direction, the petition stands disposed of.

Sd/-
Chief Justice

Sd/-
L.C.BHADOO
Judge

Soma/Roshan